IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5424 OF 2006

Vishwanath Keshav Khanvilkar. .. Petitioner.

vs.

Anant Gopal Tendulkar

@ Bhau Raykar. . .. Respondent.

Mr. Amit Borkar i/by Ashok J. Chougule

for petitioners.

CORAM : A.P. DESHPANDE, J.

DATE : 17th November, 2006.

P.C.

. The judgment and decree passed by the First Appellate Court in the sum of Rs. 12,000/- is challenged by this writ petition as no appeal is maintainable under section 102 of the CPC which reads thus :-

> "No second appeal shall lie from any decree, when the subject matter of the original suit is for recovery of money not exceeding twenty-five thousand rupees."

2. Perused the judgement of the First Appellate

Court. There is no perversity or patent illegality warranting interference. Hence, writ petition is summarily rejected.

(A.P. Deshpande, J.)